

# ROY, KIESEL, KEEGAN & DENICOLA

A PROFESSIONAL LAW CORPORATION

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April 17, 2008

Received US Bank  
APR 22 2008  
Gov't. LBX Operations

U.S. Patent and Trademark Office  
P. O. Box 979065  
St. Louis, MO 63197-9000

Re: Monthly Statement Deposit Account  
Roy, Kiesel, Keegan & DeNicola  
Account No.: 182210  
Statement Date: March 31, 2008

To Whom It May Concern:

We are in receipt of the monthly statement for our deposit account with the USPTO. After reviewing the statement we find that there are two discrepancies with our records. The first was posted on March 3, 2008 for serial number 10711787 (our docket number 10607.001) for the amount of \$255.00. We are not sure why our account was charged this fee when a check for \$255 was mailed with documents that were submitted on January 25, 2008. I have attached a copy of the cancelled check for your reference.

The second charge was posted on March 21, 2008. While we agree to the first charge of \$65.00, for serial number 10281490 (our docket number 8482.007), we don't understand the reasoning for the second charge of \$65.00 for the same serial number on the same date, and believe this charge to be an error of duplication. We are therefore requesting a full refund of this additional \$65.00 charge.

It would be appreciated if you could review your records concerning these fees and provide an explanation of these charges or refund a total amount of \$320.00 to our account.

Should you have any questions regarding this request, please do not hesitate to call.

Sincerely yours,

*Teresa W. Hotard*

Teresa Hotard  
Legal Assistant to William David Kiesel

/th

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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

APPLICANT: John Melvin, et al.

TITLE: Mobile Transfilling System

SERIAL NO.: 10/711,787

ART UNIT: 3751

FILING DATE: 10/05/04

EXAMINER: Maust, Timothy Lewis

DOCKET NO.: 10, 607.001

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Honorable Commissioner for Patents & Trademarks  
Mail Stop Appeal Briefs - Patents  
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APPEAL BRIEF

This Appeal Brief is being submitted in the above-referenced application, and is believed to be in compliance with the requirements of 37 CFR 41.37(c). If any extension of time is required, please consider this a request therefor. If any fees are due, the Commissioner is authorized and respectfully request to charge the same to Deposit Account No. 18-2210.

The Examiner's rejections are respectfully traversed, and the Board is respectfully requested to reverse the Examiner's rejections of the applicants' claims for the reasons detailed below.

I. Real Parties in Interest

The real parties in interest are John Melvin and Kenneth Carver II.

II. Related Appeals and Interferences

11/28/2008 HDESTA1 00000012 10771787

01 FC:2402 255.00 OP

Adjustment Date: 05/02/2008 SDIRETA1  
03/03/2008 DBROWN 00000003 182210 10711787  
01 FC:2402 255.00 CR

Adjustment date: 05/02/2008 SDIRETA1  
01/28/2008 HDESTA1 00000012 10771787  
01 FC:2402 -255.00 OP

05/02/2008 SDIRETA1 00000003 10711787  
01 FC:2402 255.00 OP

**ROY, KIESEL, KEEGAN & DENICOLA**

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Check

Rejection

Notice

Date

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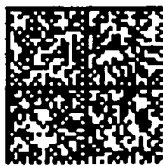
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ROY KIESEL & TUCKER  
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FINA

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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
3	3	08	4	10711787	cm onyfil -10607/001	2402	255.00	1402.00 →
3	4	08	7	PCT/US07/22514	xavier - PCT -11114.001	9204	-8.00	1410.00
3	21	08	91	10281490	Prevost -8482.007	2814	65.00	1345.00
3	21	08	92	10281490	Prevost -8482.007	2814	65.00	1280.00
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